# THE TOWN OF FOREST HEIGHTS RESOLUTION 52 -19

A RESOLUTION TO AWARD A BID AND APPROVE A CONTRACT TO FORT MYER CONSTRUCTION CORPORATION FOR THE CONSTRUCTION OF A SIDEWALK ALONG NORTH HURON DRIVE

Introduced by: Mayor Habeeb-Ullah Muhammad

WHEREAS, the Town Council has the authority to approve the procurement of goods and services pursuant to Code Section 20.4 and Charter Section 33-63(a) requires that all purchases and contracts for the Town government shall be made by the Mayor and Council and;

**WHEREAS**, specifically Town Code Section 20.4 sets forth the procedure for the procurement of services and goods and the disposal of surplus property and;

**WHEREAS**, this same section of the Town Code provides for the procurement of goods and services over \$10,000.00 and requires a competitive bidding process and a written contract for procurement of such goods and services and;

**WHEREAS**, the Town of Forest Heights has budgeted for and plans to construct a sidewalk along North Huron Drive where currently no sidewalks exist and;

WHEREAS, the Town has received Safe Routes to School monies in the amount of \$211,000.00 from the SHA to assist with the funding of this project and;

WHEREAS, the Town has advertised for, received and reviewed construction bids from three (3) bidders for the North Huron Drive Sidewalks (Phase 1) project which were opened during a meeting held on April 19, 2019 and;

WHEREAS, the Town has recommended Fort Myer Construction Corporation as the lowest and a qualified bidder to perform the construction services for said project at a total cost of \$539,449.10 and;

WHEREAS, the MDOT, SHA has determined that this bid does meet the established criteria of responsibility under their Governing Specifications and;

WHEREAS, the MDOT, SHA has issued a Concurrence in Award letter to the Town dated July 11, 2019 which depicts their agreement with our decision to award the project to the lowest bidder, Fort Myer Construction Corporation, and has recommended notice to proceed.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Town Council of the Town of Forest Heights, Maryland hereby accepts and approves the Cost Summary and Itemized Costs and Unit Pricing sheet (Exhibit A), and all other required bid package submittals referenced herein above pertaining to the Fort Myer Construction Corporation bid and hereby awards the bid to said vendor to furnish labor, equipment, materials and supervision, and perform all of the work thereto pertaining and described in the eMaryland Marketplace Bid Solicitation (MDFOH31043340) described as "North Huron Drive Sidewalks Phase 1" with specified file attachments, addenda and amendments.

AND, BE IT FURTHER RESOLVED that the Council approves the written contract dated August 21, 2019 and attached hereto as Exhibit B in the amount of \$539,449.10 to carry out the performance of the project described herein above to be paid from Budget line item 8018.

AND, BE IT FURTHER RESOLVED, that prior to the Mayor signing the approve contract with Fort Myer Construction Corporation, said company shall provide proof of insurance and a signed waiver and release indemnifying the Town, to the satisfaction of the Town Administrator.

**AND, BE IT FURTHER RESOLVED**, that the Mayor and Town Council of Forest Heights, Maryland hereby authorizes and approves the Mayor on behalf of the Town to execute any other related instrument or document necessary to carry out the intent of this Resolution.

AND, BE IT FURTHER RESOLVED that this Resolution shall take effect upon its passage.

PASSED this 21st day of August 2019.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland.

YEA/NAY/ABSTAIN/ABSENT
YEA
YEA_
YEA
<u>YEA</u>
YEA_
YEA
YEA

ATTEST:

MAYOR AND COUNCIL OF THE TOWN OF FOREST HEIGHTS, MARYLAND

The Town of Forest Heights Resolution 52-19

#### SIGNATURE ON FILE

# SIGNATURE ON FILE

Sherletta Hawkins, Town Clerk

Habeeb-Ullah Muhammad, Mayor

## SIGNATURE ON FILE

Calvin Washington, Council President

# **CERTIFICATION**

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 19<sup>th</sup> day of August 2019 with Aye votes and Nay vote the aforesaid Resolution 52-19 passed.

SIGNATURE ON FILE

Sherletta Hawkins, Town Clerk

Exhibit A (Cost Summary, Itemized & Unit Pricing Sheet) & Exhibit B (Fort Myer Contract; NOT INCLUDED)